



**DEREK SMITH**  
LAW GROUP, PLLC  
Employment Lawyers Representing Employees Exclusively

MEMO  
ENDORSED

July 23, 2020

**VIA ECF**

Ona T. Wang  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

The July 30 conference is hereby adjourned to **2:30 pm on July 31**. Plaintiff's counsel, with Defendant on the line, shall call (866) 390-1828, access code 1582687. Plaintiff's counsel is directed to email this Order to Defendant. ECF 54 resolved. SO ORDERED.

Ona T. Wang 7.24.20  
U.S.M.J.

Re: Doe v. Townes 1:19-cv-08034-ALC

Letter Requesting to Adjourn Telephonic Conference Scheduled for July 30, 2020  
And to Provide a Case Status Update

Dear Judge Wang,

This firm represents Plaintiff in the above captioned matter. We write to respectfully request an adjournment for the telephonic conference currently scheduled for **July 30, 2020 at 11 A.M.** The reason for this adjournment request is because Plaintiff's counsel is scheduled for a mediation with the EEOC on July 30, 2020 beginning at 10:30 A.M. For this reason, Plaintiff's counsel will not be able to appear during the scheduled telephonic conference.

Plaintiff's counsel respectfully requests that Your Honor re-schedule a telephonic conference for the week following (August 3 – 8), or any other time this Court is available.

The current status of the case is that Plaintiff is ready to proceed with setting dates for discovery and proceeding with litigation. On January 29, 2020, Plaintiff filed a Rule 26(f) Discovery Plan Report [ECF33] for which Defendant Townes did not provide information. During the Evidentiary Hearing held on March 4, 2020, Your Honor indicated that that the Court would wait to rule on the Discovery Plan until the remaining motions are decided. Plaintiff is ready to proceed with discovery in this matter and to set discovery deadlines and motion deadlines during the next scheduled call.

To further expedite this matter, Plaintiff requests a settlement conference or mediation with your Honor, Judge Ona. T Wang. As Defendant Townes has stated that he is interested in discussing a resolution, a mediation or settlement conference here is appropriate and justified. As this case involves facets relating to Plaintiff's employment by Defendant, Plaintiff would appreciate an opportunity to participate in a mediation with Defendant. In the alternative, Plaintiff requests a referral to the Southern District's Alternative Dispute Resolution Program under Rule 83.9.

We thank Your Honor for the time and consideration of these matters.

Respectfully submitted,

New York City Office: One Penn Plaza, Suite 4905, New York, NY 10119 | (212) 587-0760  
Philadelphia Office: 1835 Market Street, Suite 2950, Philadelphia, PA 19103 | (215) 391-4790  
Miami Office: 701 Brickell Avenue, Suite 1310, Miami, FL 33131 | (305) 946-1884  
New Jersey Office: 73 Forest Lake Drive, West Milford, NJ 07421 | (973) 388-8625  
Website: [www.discriminationandsexualharassmentlawyers.com](http://www.discriminationandsexualharassmentlawyers.com)

DEREK SMITH LAW GROUP

*/s/ Danilo Bandovic*

Danilo Bandovic  
1 Penn Plaza Suite 4905  
New York, NY 10119  
212-587-0760

**CC:**

David K. Townes  
250 Park Ave, 10<sup>th</sup> Floor  
New York, NY 10075

David K. Townes  
900 Park Avenue Apt 23B  
New York, NY 10075

and via email to [davidtownes@pobox.com](mailto:davidtownes@pobox.com)